

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT – LAW DIVISION**

**ROBERT ROSENSON**

**Plaintiff,**

**v.**

**PLYCON VAN LINES, INC., d/b/a  
PLYCON TRANSPORTATION  
GROUP, an Illinois corporation and  
VANLINER INSURANCE  
COMPANY,**

**Defendants.**

**No.**

**2010L011040  
CALENDAR/ROOM W  
TIME 00:00  
Breach of Contract**

**VERIFIED COMPLAINT**

The plaintiff, Robert Rosenson by his attorney, complains of the defendants, Plycon Van Lines, Inc. d/b/a Plycon Transportation Group and Vanliner Insurance Company as follows.

**COUNT I  
BREACH OF CONTRACT AGAINST PLYCON**

1. At all times relevant the plaintiff, Robert Rosenson, was a resident of the State of Illinois.
2. The defendant, Plycon Transportation Group, ("Plycon") is an Illinois corporation. It is a transportation and storage company.

3. In or about the first quarter of 2008, the plaintiff hired Plycon to pick up and warehouse his furniture and art items located at the plaintiff's condominium, 55 E Erie, Unit 4202. The plaintiff sold that condominium in about March 2008.

4. In or about November 2009, the defendant, at plaintiff's request provided an estimate to pack and move the plaintiff's furniture and art items located at Plycon's warehouse from Chicago to New York. The estimate was for \$27,940. In November 2009, the plaintiff signed the estimate ("Contract"). A copy of the Contract is attached here as **Exhibit 1**.

5. The Contract included a charge of \$9600 for insurance. Plycon informed the plaintiff this sum was to pay for an insurance policy to provide coverage for plaintiff's furniture and art objects. The Contract provided that the plaintiff's furniture and art objects were protected to the maximum of \$750,000.

6. Thereafter, Plycon packed and moved some of plaintiff's furniture and art objects from a warehouse in South Holland, Illinois to New York. The move in date in New York was November 30, 2010.

7. Plycon did not deliver all of plaintiff's furniture and art objects that they were required to deliver. Some of the furniture and art objects were damaged; others are missing.

8. Plaintiff promptly notified Plycon of the missing and damaged items. On December 7, 2009, plaintiff sent an initial list of the missing/damaged items to Plycon. A copy of the cover letter and list is attached as **Exhibit 2**.

9. On December 21, 2010, plaintiff sent an updated list of missing and damaged items. A copy of the updated list is attached here as **Exhibit 3**.

10. In or about March 2010, the plaintiff submitted a proof of loss and damage claim listing missing and damaged items. A copy of the proof of loss form is attached here as **Exhibit 4**.

11. Thereafter, the plaintiff submitted additional information, including invoices and estimates showing the value of the items that were missing and damaged.

12. Plaintiff performed all obligations required of him under the Contract.

13. Plycon breached the Contract by failing to deliver all of plaintiff's furniture and art objects and/or by damaging the furniture and art objects.

14. As a direct and proximate consequence of the breach, the plaintiff has been damaged in the amount not yet determined, but believed to be in excess of \$60,000.

WHEREFORE, the plaintiff, Robert Rosenson, prays for judgment in his favor and against the defendant, Plycon Van Lines, Inc. d/b/a Plycon Transportation Group, in the amount of his damages, believed to be in excess of \$60,000, plus interest and costs of suit.

## **COUNT II CONVERSION AGAINST PLYCON**

15. Plaintiff incorporates paragraphs 1 through 13.

16. Plaintiff made a demand on Plycon to deliver the missing items.

17. Plycon has not delivered the missing items.

18. Plaintiff is entitled to immediate possession of the missing items.

19. Plycon is liable for conversion for failing to deliver the missing items.

20. As a direct and proximate consequence of Plycon's wrongful conduct, the plaintiff has been damaged in the amount not yet determined, but believed to be in excess of \$60,000.

WHEREFORE, the plaintiff, Robert Rosenson, prays for judgment in his favor and against the defendant, Plycon Van Lines, Inc. d/b/a Plycon Transportation Group, in the amount of his damages, believed to be in excess of \$60,000, plus interest and costs of suit.

### **COUNT III**

#### **BAILMENT AGAINST PLYCON**

21. Plaintiff incorporates paragraphs 1 through 13.

22. At the time Plycon began packing plaintiff's furniture and art objects, they were in good condition, including items that were refinished by Armand Lee, Ltd. and picked up from their place of business.

23. A bailment relationship existed between the plaintiff and Plycon.

24. As a result of the bailment relationship, there is a presumption that Plycon was negligent in not delivering the missing items and in delivering damaged items.

25. As a direct and proximate consequence of Plycon's wrongful conduct, the plaintiff has been damaged in the amount not yet determined, but believed to be in excess of \$60,000.

WHEREFORE, the plaintiff, Robert Rosenson, prays for judgment in his favor and against the defendant, Plycon Van Lines, Inc. d/b/a Plycon Transportation Group, in the amount not yet determined, but believed to be in excess of \$60,000, plus interest and costs of suit.

**COUNT IV  
BREACH OF CONTRACT AGAINST VANLINER**

26. Plaintiff incorporates paragraphs 1 through 13.

27. Vanliner Insurance Company ("Vanliner") is an insurance company that does business in Illinois.

28. On information and belief, the \$9600 that plaintiff paid in connection with the Contract was for an insurance policy with Vanliner. On information and belief, plaintiff is the insured under the insurance policy.

29. In December 2009, the plaintiff requested that Plycon provide a copy of the insurance policy to the plaintiff. Plycon failed to do so. Thus plaintiff does not have a copy of the insurance policy. Copies of the exchange of emails between plaintiff and Plycon regarding the request for the insurance policy are attached here as **Group Exhibit 5**.

30. In or about April 2010, Vanliner notified the plaintiff that Plycon had forwarded plaintiff's claim for damages to Vanliner. A copy of the email from Vanliner to the plaintiff is attached here as **Exhibit 6**.

31. Vanliner has failed to pay the full amount of plaintiff's claim. In fact, it offered to pay less than \$11,000. Plaintiff's claim is in the amount in excess of \$60,000.

32. Vanliner's failure to pay the full amount of the claim is a breach of the insurance policy.

33. As a direct and proximate consequence of this breach, the plaintiff has been damaged in the amount not yet determined, but believed to be in excess of \$60,000.

34. Plaintiff performed all obligations required of him under the insurance policy.

35. ~~Vanliner has acted in an unreasonable and vexatious manner in failing to~~ timely settle plaintiff's claim. There is no dispute on liability. The amount offered by Vanliner is well below anything in the range of reason.

36. Accordingly, the plaintiff is entitled to the statutory penalty under Section 155 of the Insurance Code, 215 ILCS 5/155 of the amount not to exceed (a) \$60,000, (b) 60% of the amount found due the plaintiff exclusive of costs or (c) the excess of the amount the court finds plaintiff is entitled to over the amount Vanliner offered to pay.

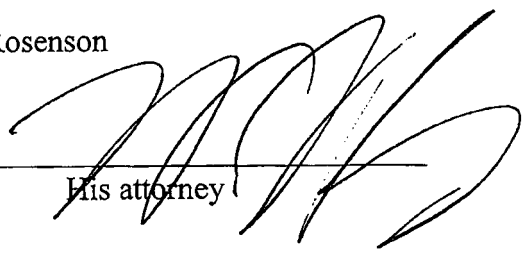
37. In addition, plaintiff is entitled to his attorney's fees under Section 155 of the Insurance Code.

WHEREFORE, the plaintiff, Robert Rosenson, prays for judgment in his favor and against the defendant, Vanliner Insurance Company, in the amount of his actual damages, believed to be in excess of \$60,000, plus statutory penalty not to exceed \$60,000, plus interest, attorneys' fees and costs of suit

Marty J. Schwartz  
Three First National Plaza  
Suite 4500  
Chicago, IL 60602  
312.345.5750  
Attorney no. 50839

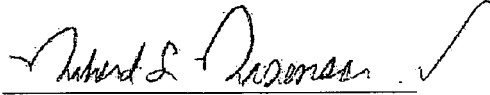
Robert Rosenson

By: \_\_\_\_\_

  
His attorney

VERIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned hereby certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true. He further certifies that the insurance policy from Vanliner Insurance Company is not accessible to him.

A handwritten signature in dark ink, appearing to read "Robert L. Rosenson", followed by a checkmark.

Dr. Robert Rosenson

Marty J. Schwartz  
Three First National Plaza  
Suite 4500  
Chicago, IL 60602  
312.345.5750  
Attorney no. 50839

11 CONVENIENT LOCATIONS \* US DOT # 0331582

# QUOTE FORM PLYCON

TRANSPORTATION GROUP  
 Furniture Transportation Specialists

www.plyconvanlines.com

From Pick-Up - Allow 7 to 14 Working Day's for Delivery  
 Please Fax to Specific PTG Location Fax Number Shown at Right

fbraun@plyconvanlines.com

<b>SOUTH HOLLAND, IL</b>	<b>708-339-8805</b>	<b>FAX</b>	<b>708-339-8895</b>
KINGS PARK, NY	631-269-7000	FAX	631-269-7088
TORRANCE, CA	310-419-1200	FAX	310-419-6110
POMPAO BEACH, FL	954-978-2000	FAX	954-977-5978
HAYWARD, CA	510-784-8700	FAX	510-784-8701
ROCHDALE, MA	508-544-1219	FAX	508-544-1219
DALLAS, TX	214-905-5060	FAX	214-905-5103
BALTIMORE, MD	410-238-2655	FAX	410-238-2656
GREENSBORO, NC	336-854-1832	FAX	336-854-9120
DENVER, CO	303-573-7377	FAX	303-573-7177

LOCATION **Chicago, IL** Phone: **708-339-8805** Fax: **708-339-8895** Contact: **Frank Braun**

<b>BILL TO:</b> NAME <b>ROBERT ROSENSON</b> ADDRESS <b>845 UNITED NATION PLAZA UNIT 19E</b> TOWN <b>NEW YORK, NY 10017</b> PHONE <b>718-613-8678</b>		<b>PICK UP FROM:</b> <input type="checkbox"/> BUSINESS <input type="checkbox"/> RESIDENCE NAME <b>PLYCON VAN LINES</b> ADDRESS <b>336 ARMORY DRIVE</b> TOWN <b>SOUTH HOLLAND, IL 60473</b> PHONE <b>708-339-8805</b>	
PAYMENT TERMS: <input type="checkbox"/> C.O.D. <input type="checkbox"/> PREPAID <input type="checkbox"/> ON ACCOUNT (BILL TO CODE) <input type="checkbox"/> CREDIT CARD # _____ EXP. DATE _____ <input type="checkbox"/> MASTERCARD <input type="checkbox"/> AMERICAN EXPRESS <input type="checkbox"/> VISA NAME ON CREDIT CARD _____ BILLING ZIP CODE _____		<b>DELIVERY TO:</b> <input type="checkbox"/> BUSINESS <input checked="" type="checkbox"/> RESIDENCE NAME <b>ROBERT ROSENSON</b> ADDRESS <b>845 UNITED NATION PLAZA UNIT 19E</b> TOWN <b>NEW YORK, NY 10017</b> PHONE <b>718-613-8678</b>	

ALL QUOTES BASED ON 2 MEN AND A TRUCK \* ALL QUOTES BASED ON TRACTOR-TRAILER ACCESSIBILITY  
 ALSO NOTE: MOST DELIVERIES TAKE 7 - 14 BUSINESS DAYS TO DELIVER FROM DAY OF PICK UP \* CERTAIN AREAS MAY TAKE LONGER  
 VALUATION PROTECTION COVERS TOTAL LOSS \* PTG HAS THE RIGHT TO REPAIR BEFORE REPLACING DAMAGED PIECE (S)

# PC	(PRODUCT DESCRIPTION & DIMENSIONS)	\$ Per PC	CF	DESCRIPTION	COST
	Pick-up from Armond Lee & R&R \$600			TRANSPORTATION CHARGES	\$ 14,340.00
	Warehouse handling charge to Jinhong Kim \$50			CRATING / PACKING CHARGES	\$ 1,000.00
				FUEL SURCHARGE <b>13</b> %	\$ 1,750.00
				OTHER WAREHOUSE LABOR	\$ 1,250.00
				CHOOSE DEDUCTIBLE: Check-off Amount Below	\$
			<input type="checkbox"/>	Zero Deductible @ \$20 per Thousand	\$
			<input type="checkbox"/>	\$250 Deductible @ \$15 per Thousand	\$
			<input checked="" type="checkbox"/>	\$500 Deductible @ \$12 per Thousand	\$ 9,600.00
			<input type="checkbox"/>	VALUATION PROTECTION DECLINED, PAYMENT is \$60 PER POUND	
				<b>TOTAL</b>	\$ 27,940.00
From Pick-Up - Allow 7 to 14 Working Day's for Delivery SPECIAL NOTES & REMARKS				SIGNATURE FOR APPROVAL OF QUOTE (NOTE: PLEASE SIGN AND FAX BACK TO PROCESS ORDER) X <i>Robert L. Rosen</i>	
VALUATION PROTECTION LIMIT } \$ 750,000.00 CONTACT NAME } Robert Rosenon PHONE } 718-613-8678 FAX				QUOTE REFERENCE NUMBER <b>AD</b> QUOTE DATE	

EXHIBIT  
 1  
 Drawing No. 5208


December 7, 2009

Frank Braun  
Plycon Van Lines  
Fax: 708-339-8895

Dear Frank:

Here is the list of missing/damaged items.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Robert S. Rosenson", with a long horizontal flourish extending to the right.

Robert S. Rosenson, MD

Plycon Van Lines - List of damaged items

8-Dec-2009

Item

Damage

NOT ON  
INVENTORY  
SHEET

- 1 Greek geometric pendent
- 2 Biedermeir writing table
- 3 Biedermeir lamp table
- 4 Biedermeir clock
- 5 Biedermeir chandelier
- 6 French neoclassical chandelier
- 7 Coffee table
- 8 Entertainment center
- 9 Alabaster urn
- 10 Italian black and gold mirror
- 11 Vitrine
- 12 Stand for statue
- 13 Lotus petal chandelier
- 14 Russian demilune commode
- 15 Base of statue for sarcophagus fragment
- 16 Coffee table
- 17 Rococco wall bracket
- 18 Dining room table leafs
- 19 Serpentine mirror
- 20 Brackets to support mosaics
- 21 Portiere carved w wood pole
- 22 Roman terra cotta oil lamp
- 23 Frame on large Albertini

FROM  
R+R

- Bent attachment  
Key missing from lock  
Item missing Identified by Frank at Plycon in ph  
Gilt eagle and swans missing from clock  
Gilded bronze attachment broken and missing  
Arm bent  
Veneer damaged  
Scratch - left middle  
One of the matching pair is broken in half  
Edge damaged  
Surface scratches on one glass shelf  
Edge damaged  
Scratch  
Surface scratches  
Right side panel fell off  
Veneer damaged  
Chipped edges, cracked surface  
Missing - not sent given to Jinhong Kim as instructed  
Tongue on left side needs to be re-glued  
Missing  
Missing  
Dented

Scratches on top

Erin

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Subject: FW: Updated list



November 30 2009 \TT13415.htm (274  
(revised2) Mo... B)

> From: Robert Rosenson <Robert.Rosenson@downstate.edu>  
> Date: December 21, 2009 9:13:44 PM EST  
> To: Frank Braun <fbraun@PlyconVanLines.com>  
> Subject: Updated list  
>  
> Frank:  
> Here is the updated list.  
> The University wants to make certain that you received their check.  
> Sincerely,  
> Robert Rosenson

No virus found in this incoming message.  
Checked by AVG - [www.avg.com](http://www.avg.com)

Version: 9.0.717 / Virus Database: 270.14.116/2579 -- Release Date: 12/21/09 01:36:00

Plycon Van Lines -  
List of damaged  
items

Item	Damage	Repair Cost	Replacement Cost	Purchase Price	Vendor
Greek geometric 1 pendent	Bent attachment				
Biedermeir writing 2 table	Key missing from lock		Cannot open drawer Identified by Frank at Plycon in photo of items before packing		
Biedermeir lamp 3 table	Item missing Gilt eagle and swans missing				
4 Biedermeir clock	from clock Gilded bronze attachment broken and missing		\$18,000	\$16,000	Iliad Ant
Biedermeir 5 chandelier French neoclassical 6 chandelier	One arm is bent. Arm bent				
7 Coffee table Entertainment 8 center	Veneer damaged Scratch - left middle				
9 Alabaster urn Italian black and 10 gold mirror	One of the matching pair is broken in half		Item discontinued by Alabastri Laorati Italiani in Volterra Italy.		
11 Vitrine	Edge damaged Surface scratches on one glass shelf				
12 Stand for statue Lotus petal 13 chandelier	Edge damaged Scratch				
Russian demilune 14 commode	Surface scratches		Scratches on top of first drawer		
Base of statue for sarcophagus 15 framgent	Right side panel fell off				
16 Coffee table Rococco wall 17 bracket	Veneer damaged Chipped edges, cracked surface Missing - not sent given to Jinhong				
Dining room table 18 leafs	Kim as instructed in writing Tongue on left side needs to be re-glued		Other half of serpent tongue is cracked.		
19 Serpentine mirror Brackets to 20 support mosaics Portiere carved	Missing				
21 wood, wood pole file cabinet released to Jinhong Kim is not mine. I had a 4 drawer horizontal file cabinet. He was given a 4 22 drawer vertical	Missing				

Pads for two Hokanson area	
24 rugs	Missing
25 Desk	Nicks, chips Scratches, nicks, chips. Support pin for shelf missing, 4 gold keys missing. Shawn from Armand Lee said they were there when it was picked up by Observed by Architect who was present at time of move. He will submit separate document.
Bookcase from 25 Armand Lee	
Floors nicked/walls nicked,	
26 Hallways/Foyer	

STANDARD PROOF OF LOSS AND DAMAGE CLAIMS  
UNDER UNIFORM HOUSEHOLD GOODS BILL OF LADING

ROBERT S ROSENSON	3-5-2010	(Claimant's Number)
(Name of Claimant)	Date of Filing Claim	
845 UNITED NATIONS PLAZA UNIT 19E		
(Address of Claimant)		(Carrier's Number)
NEW YORK, NY 10017		
PLYCON TRANSPORTATION		
(Name of Carrier)		
(Address of Carrier)		

for LOSS/DAMAGE in connection with shipments herein described:  
(Type or damage)  
Description of shipment: HOUSEHOLD ITEMS, ART, ANTIQUE FURNITURE  
Name and Address of shipper: ANTIQUE'S  
Date shipment was loaded: moving from 55 E ERIE ST H 4202 CHICAGO, IL  
(Is Address - City & State)  
To: RIBERT S ROBINSON 845 UNITED NATIONS PLAZA #19E 60611  
(NAME of party empowered to receive, if other than shipper.) Street, City & State  
NEW YORK, NY 10017

State where shipment was temporarily detained in storage either at origin, or destination:  
ILLINOIS

CLAIM NO. 815

If claim is for breakage or shortage to items packed in containers give following information.

By whom packed: Plycon By whom unpacked: Plycon Date unpacked: 11-30-2009

When was damage or shortage discovered: 11-30-2009 By whom discovered: Plycon

NAME OF YOUR INSURANCE CO. EFFECTING COVERAGE ON PROPERTY TRANSPORTED: Rosenberg Insurance Company

DETAILED STATEMENT SHOWING HOW AMOUNT CLAIMED IS DETERMINED

Description of Damage	Value at Loss	Amount

DETAILED STATEMENT SHOWING HOW AMOUNT CLAIMED IS					
(List number, description of items, nature and extent of loss or damage, etc.)	Weight	Acquired Date	Original Cost	Value at Time of Loss	Amount Now Claimed
Refer to documents by Empire Metal Finishing Chapeau Design Fortuna Fine Arts Iliad Antik Iain Campbell Design AET					

THE FOLLOWING DOCUMENT IS SUBMITTED IN SUPPORT OF CLAIM

1. A repairman's estimate of cost of repair.

THE FOLLOWING DOCUMENT IS SUBMITTED IN SUPPORT OF CLAIM  
 1. Provided in the accompanying document

REMARKS

The undersigned, signer of the foregoing statement, hereby makes a solemn oath to the truth of the statements contained herein, and exhibits attached hereto.

19  
Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

## Plycon Van Lines - List of damaged items

Item	Damage
1 Greek geometric pendent	Bent attachment
2 Biedermeir writing table	Key missing from lock
3 Biedermeir lamp table	Item missing
4 Biedermeir clock	Gilt eagle and swans missing
5 Biedermeir chandelier	Gilted bronze attachment br
6 French neoclassical chandelier	Arm bent
7 Coffee table	Veneer damaged
8 Entertainment center	Scratch - left middle
9 Alabaster urn	One of the matching pair is b
10 Italian black and gold mirror	Edges chipped.
11 Vitrine	Surface scratches on one gla
12 Stand for statue	Edge damaged
13 Lotus petal chandelier	Scratch One pendant li
14 Russian demilune commode	Surface scratches
15 Base of statue for sarcophagus framgent	Right side panel fell off
16 Coffee table	Veneer damaged
17 Rococco wall bracket	Chipped edges, cracked surfa
18 Dining room table leafs	Missing - not sent given to Ji
19 Serpentine mirror	Tongue on left side needs to
20 Brackets to support mosaics	Missing
21 Portiere carved wood pole	Missing
22 File cabinet released to Jinhong Kim is not mine. I had a 4 drawer horize	
24 Pads for two Hokanson area rugs	Missing
25 Desk	Nicks, chips
25 Bookcase from Armand Lee	Scratches, nicks, chips. Supl
26 Floors nicked/walls nicked	Hallways/Foye Observed by Architect who w
27 J Robert Scott bench	Leg nicked - item picked up i
28 Biedermeir dining chair	3 Nick, chip on one leg - item p
29 Chandelier with sphinxes	Arms bent

Cannot open drawer; uncertain whether any items listed as missing are locked in desk ( )  
Identified by Frank at Plycon in photo of items before packing  
from clock Box unpacked by foreman, witnessed by Ron Rowe (designer) and Iain C  
broken and missing One arm is bent.

Chip on top edge in center.

broken in half Item discontinued by Alabastri Laorati Italiani in Volterra Italy.

---

ss shelf

oose.

Scratches on top of first drawer

---

ace

nhong Kim as instructed in writing  
be re-glued Other half of serpent tongue is cracked.

onal file cabinet. He was given a 4 drawer vertical cabinet.

port pin for shelf missing, 4 gold keys missing. Shawn from Armand Lee said they were  
as present at time of move. He will submit separate document.  
n perfect condition directly from Armand Lee.  
picked up in perfect restored condition directly from Armand Lee Lose/damages

	Replacement (Purchase Price)	Vendor	Repair Cost
drawer.			
Campbell (contractor)	\$18,000	\$16,000	Iliad Antik

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there when it was picked up by Plycon.      One key lock chipped.      One glass pane

; backs

---

---

el scratched.

# Empire Metal Finishing, Inc.

METAL RESTORATION ALTERATION AND CREATION SERVICES

PLATING & FINISHING  
GOLD • SILVER • BRASS • ALUMINUM  
COPPER • NICKEL • PATINA  
RESTORATION

SINCE 1908  
22-00 48TH STREET • ASTORIA, NEW YORK 11105  
TEL: 718 542-8700 FAX: 718 512-0350  
EMAIL: EMP@EMPTKFINISHAL.NET

LEAD PAPER  
CLASS OF 1975-1976  
CONTAINED IN 1975-1976  
CHANDLER VOLUME

\*\*\*DO NOT PAY\*\*\*

## QUOTATION

\*\*\*DO NOT PAY\*\*\*

Customer: LAIN CAMPBELL DESIGN  
150 WEST 25th Street  
SUITE 1101  
New York, NY 10001  
United States

Quote Number	Quote Date	Payment Terms
0453	12/17/09	Net 30 Days

Phone: (212) 627-4371

FAX: (212) 627-4920

ATTN: LAIN CAMPBELL

REF: ROSENSON

- EMPIRE METAL FINISHING IS NOT RESPONSIBLE FOR BREAKABLES\*
- PLEASE FAX BACK THIS QUOTE SIGNED FOR APPROVAL\*
- UPON CUSTOMER APPROVAL, SHIPPING CHARGE AND TAXES WILL BE ADDED, IF APPLICABLE\*
- 50% DEPOSIT IS REQUIRED FOR ALL FABRICATION JOBS\* (4 - 6 WEEKS)
- ON ALL RUSH JOBS, IT IS THE CUSTOMER'S RESPONSIBILITY TO ALERT EMPIRE ON THE DAY OF THE JOB'S ARRIVAL\*

Please Mark the  
Box for the  
Service you  
Prefer

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Specially arranged Rush for Fabrication Jobs (Generally 4 - 6 Weeks)  
General Turn Time: 2-3 Weeks (Fabrication and Perfect Jobs are Longer)  
1 Week Completion - 25% Surcharge added to Total Price.  
2-3 Days Completion - 50% Surcharge added to Total Price.  
1-2 Days Completion - 100% Surcharge added to Total Price.

Line	Qty	Item Description	Description	Unit Price	Amount
1	1	CURL	FABRICATE ONE COPY OF CURL MOUNT PIECE BEHIND THE BLACK CARTOUCHE THAT IS MISSING FROM THE CROWN OF THE AUSTRIAN CHANDELIER. FINISH TO MATCH EXISTING GOLD.	\$0.00 /EA	\$0.00
2	1	SITUATION A	IF WE RECEIVE ONLY THE PART TO BE WORKED ON PLUS A SAMPLE PART TO COPY.	\$750.00 /EA	\$750.00
3	1	***OK***	***OK***	\$0.00 /EA	\$0.00
4	1	SITUATION B	IF WE RECEIVE THE ENTIRE CHANDELIER	\$1,250.00 /EA	\$1,250.00

**Chapeau Design & Construction, Inc**300 Observer Hwy Fl 4  
Hoboken, NJ 07030Tel: 201.653.2860 Fax: 201.653.5007  
Email: contact@chapeauantiques.com**Estimate**

Date	Estimate #
1/27/2010	1750

Name / Address
Robert Rosenson New York, NY

Description	
<b>DAMAGED ITEMS</b>	
#6 French neo-classical chandelier - Repair on bent arm and touchup	800.00
	2,100.00
#7 Coffee Table - small dent - crack in lacquer is due to hot/cold reaction - needs to be refinished	800.00
#10 Italian black and gold mirror - touch up on edge - regild some areas	800.00
#11 Vitrine - Replace two shelves with tempered glass - to be cut based on template	800.00
#14 Russian demilune commode - refinishing the top	900.00
#19 Serpentine Mirror - Replace elements that are missing - touch up and regilding	120.00
#25 Desk - replace missing keys	1,100.00
#25 Bookcase - touch ups (\$500) - change 1 20 x 45 bevel glass (\$600)	300.00
#27 Bench - touch ups and finishing	2,800.00
#28 Four Biedermeier dining chair (4 x \$700) - repairs on back and legs - refinishing	
Acceptance Signature: _____	<b>Total</b>

*Thank you for your business.*

**Chapeau Design & Construction, Inc**300 Observer Hwy Fl 4  
Hoboken, NJ 07030Tel: 201.653.2860 Fax: 201.653.5007  
Email: contact@chapeauantiques.com**Estimate**

Date	Estimate #
1/27/2010	1750

Name / Address
Robert Rosenson New York, NY

Description	
#29 New desk - scratch and dent to be touched up - finishing	400.00
TO BE CHARGED TO THE CLIENT: Repolishing the top of the semanier	450.00
NOTE: - Prices above don't include and pickup or delivery	
Acceptance Signature: _____	<b>Total</b> \$10,570.00

*Thank you for your business.*



## Fortuna Fine Arts, Ltd.

984 MADISON AVENUE  
NEW YORK, N.Y. 10075

TEL: 212-794-7272  
FAX: 212-794-7275

### DAMAGE / LOSS APPRAISAL

Dr. Robert Rosenson

February 10th, 2010

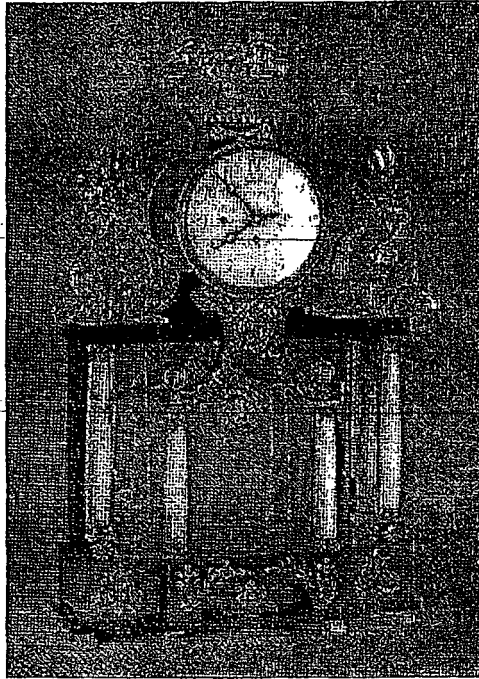
In regards to the objects that were damaged during transport which consist of a Greek Bronze Pendant, a Rococo Wall Bracket and One of a Pair of Matching Alabaster Urns, we at Fortuna Fine Arts, Ltd. have been able to examine the objects in person and through photos before and after damage provided by Dr. Robert Rosenson.

The objects were all very fine examples of artwork through the ages and given our 30 years of experience together with consulting an art conservator here is our analysis. The bronze pendant will cost about \$ 400 - \$ 500 to repair the area that was bent in hoping that it will not fracture during reversal which would then require bonding by heat and having to repatinate the surface. The Rococo Wall Bracket and The One of a Pair Matching Alabaster Urns unfortunately have not fared as well as in our opinion there is no way to replicate the beautiful surface and superior style through restoration, let alone stabilize the pieces. This rather straightforward evaluation is based upon our expertise in the field of antiques as well as recalling comparable examples of damaged artwork we have been assigned inspect in recent years. There is indeed a demand for antiques of this caliber as they are aesthetically beautiful and scarce in the current market place. The objects have suffered massive damage during transport incurring a complete loss to its structural integrity and a total loss to value. If there are any questions regarding this appraisal do not hesitate to contact us.

Sincerely,

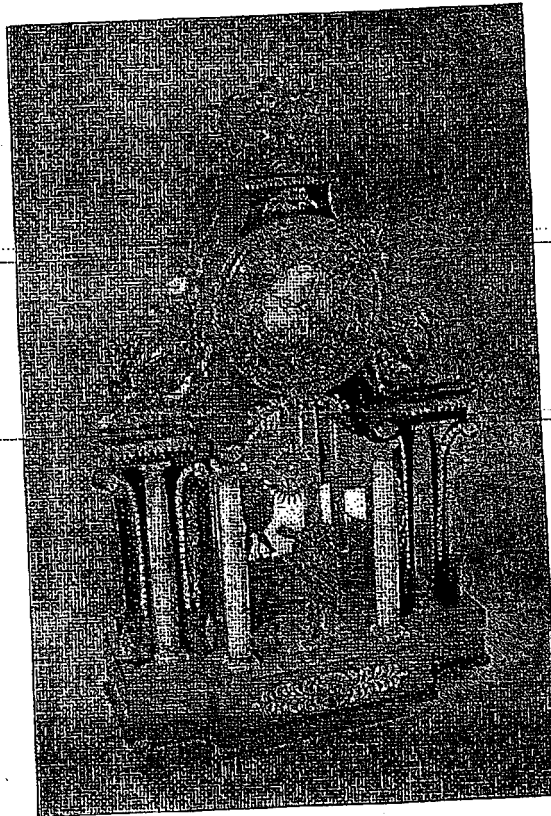
Fortuna Fine Arts, Ltd.  
984 MADISON AVENUE

ILIAD  
212 EAST 57TH STREET NEW YORK NY 10022  
212 935-4382  
WWW.ILIADANTIK.COM

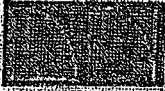


A Biedermeier mantel clock  
Wild cherry veneer with ebonized and painted details and  
24kt gilt Viennese movement  
Austria, c.1820  
23.7"h x 15.7"w x 5.1"d  
CL 10403  
\$16,000

ILIAD  
212 EAST 57TH STREET NEW YORK NY 10022  
212 935-4382  
WWW.ILIADANTIK.COM



A Biedermeier mantel clock  
Mahogany and ebonized pear case with gilt eagle and  
mythical creatures, and alabaster columns  
Vienna, first quarter of 19th century  
24.0"h x 15.0"w x 6.3"d  
CL 20423  
\$18,000



Iain  
Campbell  
Design, Ltd

# Invoice

1/1/10

Bill To:  
Dr. Robert E. Rosenbaum  
665 UN Plaza  
Apartment 19E  
New York, NY 10047

Item Description	Quantity	Unit Price	Total Price
Carpet Pad Living Room			
Jade Green Rubber			
Anchor 163"x127"	1	\$260.00	\$260.00
Installation		\$150.00	\$150.00
TAX		8.75%	\$22.75
Carpet Pad Living Room			
Jade Green Rubber			
Anchor 8.10x7.10	1	\$128.00	\$128.00
Installation		\$150.00	\$150.00
TAX		8.75%	\$11.20
GRAND TOTAL			\$741.95
CONTRACTING			\$741.95



**Iain  
Campbell  
Design, Ltd**

**Invoice**

**1/12/10**

**Bill To:**  
**Dr. Robert S. Rosenson**  
**845 UN Plaza**  
**Apartment 19E**  
**New York, NY 10017**

Description	Quantity	Unit Price	Amount
Dining Table	Colombo Mobili/Rockini 137	1	\$12,825.00
	Shipping		\$125.00
	NYC Sales Tax	8.45%	\$1,094.275



**John  
Campbell  
Design, Ltd**

**Invoice**

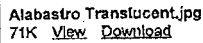
**1/12/10**

**Dr. Robert S. Rosenson  
845 UN Plaza  
Apartment 19E  
New York, NY 10017**

Description	Quantity	Unit Price	Total Price
Round Lamp Table	Colombo Mobile/Seller 134.00	1	\$3,750.00
	Shipping		\$85.00
	NYC Sales Tax	8.45%	\$324.050

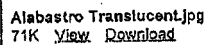
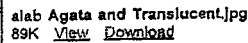
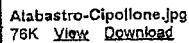
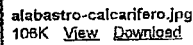


Contacts  
Tasks



Robert Rosenzon Dear Mr. Brewitt: Here are the documents concerning the replacement cost for the...  
Robert Rosenzon Dear Mr. Brewitt: My items were made of the same material as the second photogr...  
ALL to me

4 attachments — [Download all attachments](#) [View all images](#)



« Back to "INBOX/SUNY/Plycon/Ali"

Remove label: "NBOX/SUNY/Placon/Al"

Report spam · Delete ·

Delete-

Move to.

Labels

**More actions.**

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## MEMORY TRANSMISSION REPORT

TIME : 03-05-'10 12:50

FAX NO.1 :

NAME :

FILE NO. : 899  
 DATE : 03.05 12:47  
 TO : 916312696186  
 DOCUMENT PAGES : 17  
 START TIME : 03.05 12:48  
 END TIME : 03.05 12:50  
 PAGES SENT : 17  
 STATUS : OK

\*\*\* SUCCESSFUL TX NOTICE \*\*\*

March 5, 2010

Brandon Baker  
 National Claims Manager Plycon Transportation Group  
 P# 631-269-6197 F# 631-269-6186  
 Email: [claimsny@plyconvanlines.com](mailto:claimsny@plyconvanlines.com)  
 US DOT#0331582

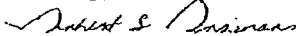
Dear Mr. Baker:

Yesterday the Chicago office of Plycon contacted Jinhong Kim regarding delivery of the correct file cabinet. He asked about the dining room table insets and he was told that they did not exist. This was the same message that I received about the lamp table until Frank Braun looked at his photos and acknowledged that the table was present. I also have photos that were taken by my real estate agent that showed the lamp table was present before the movers entered the unit in Chicago. Thus, the response by the Chicago office has been to deny responsibility. Another example of this tactic has been to say that furniture refinishing at Armand Lee was damaged. I had all the furniture restored and it was inspected on-site by me before the move and inspected by the staff at Armand Lee on the day that Plycon arrived. Again, this is another attempt to deny responsibility. The fact remains that the dining room table insets were placed on a sheet under the master bed and somehow they have been misplaced. If necessary, I will have my attorney to subpoena Lee Hogan to testify that the dining room inset (leaf) was under the master bed when my unit in Chicago was cleaned in the days before the move. The fact that you did not record them on the moving sheet bears no relevance, as the lamp table was not listed either and the writing on the Plycon moving list became less readable with every entry. Further, I was not present on site to verify the accuracy of the list. As indicated by the delivery of the wrong file cabinet to Jinhong Kim, there are organizational problems at the Chicago facility.

It also worth documenting that I have sent multiple e mail communications to Judy Brewi and called more than 5 times. I have been told by the receptionist at Plycon that she "is on the phone" or "on vacation" or "sick" and "did not come to work" all on the same day. Before the move, I attempted personally and through my attorney to receive a copy of the insurance policy but this request was denied. It has now been more than 3 months since my items were moved to New York.

I will also let you know that I have not received a credit for moving costs related to two chairs and mirror that were not released to Plycon by Armand Lee Ltd.

Sincerely,



Robert S. Rosenbaum, MD  
 845 United Nations Plaza, Unit 19E  
 New York, NY 10017

**BRAHMS • NETSKI**  
*Antique Passage Ltd.*

December 10, 2001

Frank S. Perry IIIA  
1040 North Lake Shore Dr. Suite 6B  
Chicago, IL 60611

---

BNMJ 005 Italian Rococo gilt wood wall bracket, 18th century

\$4000.00

234 East 60<sup>th</sup> St.  
New York, New York 10022

Tel (212) 755 8307  
Fax (212) 755 8305

---

Erin

From: Robert Rosenson [robert.rosenson@gmail.com]  
Sent: Wednesday, December 09, 2009 9:46 AM  
To: Frank Braun  
Cc: Chris McGuire  
Subject: Re: Updated list

Frank:

My charges were not reduced for the reduction in items left at Armand Lee.  
I have asked in writing for a copy of your insurance policy and insurer.  
I was entitled to receive this information before the agreement, but this request was ignored repeatedly.  
I am entitled to receive it now.  
Robert Rosenson

On Wed, Dec 9, 2009 at 10:33 AM, Frank Braun <fbraun@plyconvanlines.com> wrote:

> Thanks for the reply. Plycon has no problem with expediting the claim  
> process once the job has been completed, signed off for and paid in full.

> You agreed to the insurance when you endorsed the approval to go  
> forward with the quote. Your refusal to pay in full will only further  
> delay the process.

> \* \*

> \*Frank Braun\*, Operations Manager  
> Plycon Transportation Group-Chicago

> \*\*\*Our new location as of 10/26/2009\*\*\*

> \*336 W. Armory Drive\*

> \*South Holland, IL 60473\*  
> 708-339-8805 office  
> 708-339-8895 fax

> \*www.plycongroup.com\*



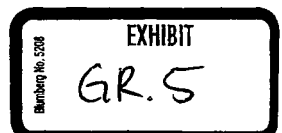
image001.png (9  
KB)

> USDOT # 0331582

> \*"How may we help you?"\*

> \* \*

> \*From:\* Robert Rosenson [mailto:robert.rosenson@gmail.com]  
> \*Sent:\* Wednesday, December 09, 2009 9:12 AM  
> \*To:\* Frank Braun  
> \*Cc:\* sosueme  
> \*Subject:\* Re: Updated list



>  
>  
>  
> Frank:  
>  
> I will forward this communication to my attorney.  
>  
> It will be helpful to see this insurance document.  
>  
> Sincerely,  
>  
> Robert Rosenson  
>  
> On Wed, Dec 9, 2009 at 10:08 AM, Frank Braun  
> <[fbraun@plyconvanlines.com](mailto:fbraun@plyconvanlines.com)>  
> wrote:  
>  
> Good morning Dr. Rosenson-  
>  
>  
>  
> Thank you for providing the list of concerns regarding your move. I  
> have forwarded your information to our National Claims Manager.  
>  
>  
>  
> Per the terms of our agreement, in order to expedite your claim and  
> have the insurance applied, the invoice must be paid in full.  
>  
>  
>  
> Please call me if you have any questions.  
>  
>  
>  
> Thank you,  
>  
> \* \*  
>  
> \*Frank Braun\*, Operations Manager  
> Plycon Transportation Group-Chicago  
>  
> \*\*\*Our new location as of 10/26/2009\*\*\*  
>  
> \*336 W. Armory Drive\*  
>  
> \*South Holland, IL 60473\*  
> 708-339-8805 office  
> 708-339-8895 fax  
>  
> \*www.plycongroup.com\*  
>  
> USDOT # 0331582  
>  
>  
>  
> \*Error! Filename not specified.\*  
>  
> \*"How may we help you?"\*  
>  
> \* \*  
>  
>  
>  
>  
>  
> \*From:\* Robert Rosenson [<mailto:robert.rosenson@gmail.com>]